

The Regular meeting of the Finance/Executive Committee of the Atlanta City Council was held Wednesday, January 14, 2009 at 1:00 p.m. in Committee Room #2, City Hall South, 2nd Floor.

Present: Councilmember Howard Shook, Chair Jim Glass, CFO
 Councilmember Clair Muller Departmental Staff
 Councilmember Felicia A. Moore
 Councilmember Jim Maddox
 Councilmember Carla Smith

Absent: Councilmember Cleta Winslow

Chairperson Shook called the meeting to order at 1:10 p.m. after declaring a quorum present. The Committee members present were introduced as follows: Councilmembers Clair Muller, Felicia A. Moore, Jim Maddox, and Carla Smith. Other Departmental staff was present as well.

The Agenda was adopted as printed with one new Resolution. Minutes of the December 10, 2008 Finance/Executive Committee were adopted as well.

VICE CHAIR ELECTION

Chairperson Shook elected Councilmember Felicia Moore as the Vice Chair, **5 Yeas**.

DISCUSSION ITEM

DELOITTE CONSULTANTS

Mr. Bob Febriziact: of the Deloitte Consulting Firm addressed the Committee by stating that we are engaged in a pro bono process with the City. We will assess some of the existing processes. There may be needed processes that the City may want to adopt. We are focusing on three processes, (1) budget and forecasting, (2) closing processes and (3) accounts payable. He is joined by two colleagues from Atlanta. We are conducting workshops with leaders of the Department of Finance and operational Departments to identify some of the issues from the customer's side. Chairperson Shook stated that in the Spring of last year there was some Deloitte staff on board. Mr. Febriziact responded that was the initial interviews. We jointly decided to push the efforts back until the new CFO came in. We have been pleased with the access of staff and they are cooperative. There is always a challenge because staff has their original jobs to do as well. We have been very pleased with the amount of information and the level of discussion. Chairperson Shook stated it appears that government has their own way of budgeting and handling issues. Mr. Febriziact responded that most major Cities publish some explanation of the overall process. We are reviewing those of comparable Cities and have not found any like the City of Atlanta. Councilmember Muller asked if forecasting would be from permits, etc. Mr. Febriziact responded that the major revenue sources are taxes. Some of the building permits will not fit this year. There are a number of things to look at. We recommend using some of the drivers. Councilmember Muller stated that several years ago we went to 96% anticipation. Will you give us a recommendation of what amount to use from prior years? Mr. Febriziact responded that he is not personally convinced that is the way to go. Chairperson Shook stated that Atlanta has had 10 to 12 CFOs in the past 15 years. Mr. Febriziact responded that we have noticed that the number of CFO's has been increasing everywhere. We know there is a change when there is a CEO's level change. It is a higher risk profile job. In some cases we have seen it as a standard. Most successful businesses have a high turnaround with CFOs. Chairperson Shook stated that we are extremely interested in the recommendations.

DEBT AND INVESTMENT PRESENTATION

Ms. Dana Boone: Debt and Investment Chief addressed the Committee by stating that she wanted to discuss the update on Bond transactions. The GO Bond was adopted September 15th, but we had to put the Bond on hold. We are now ready to move on it. The attached package goes through the numbers. The second header is the savings summary. We would achieve \$6 million dollars in total savings. If we move on it now the savings will move to 5%. It is well within our range for dual refunding. There are two detailed packages that go through the Projects. Councilmember Muller asked when it is planned for. Ms. Boone responded that we are moving quickly. We need to update Appendix A. We are just about finished with our CAFR and we will then update the Official Statement. CFO Glass added that is the key factor to complete the CAFR for getting our Debt Ratio. Ms. Boone stated that there have been some improvements in the market. This is not a large transaction. We will get a bid from Hathaway and see if we will accept it. Council President Borders asked when was the last one? Ms. Boone responded that it was the Quality of Life Bond. The market is improving and investors are looking for high quality investments. Watershed has a Commercial Paper Program that expires February 14th and we do not have a commitment from the bank to continue it. We are looking at doing some other things regarding that. It is going to be more challenging. We have Jefferson County as a backdrop. We believe that the exposure is one of the larger reasons for the bank not to expand the Commercial Paper Program. The City of Atlanta has shown a willingness to pay to get the water service. We are in a good position and feel comfortable. Council President Borders asked what happened with Jefferson County. Ms. Boone responded that Jefferson County in Alabama is a water system that serviced a smaller base with septic systems. They needed to upgrade their systems. They issued a lot of debt and bankers brought creative ideas to keep their rates low. The incomes there were middle to low and they could not afford higher rates, but they needed the work done. We have made a policy about variable debt and managing our portfolio. Chairperson Shook asked about the right size deal. Ms. Boone responded that the Commercial Paper gave us flexibility. With long term project structures, the time lines move constructively. We would have to shift funding sources. We are not in danger of fulfilling project needs. They have looked at worst case scenarios. We have been looking at alternate plans. It will be to take out Commercial Papers to reimburse them. Right sizing is to ensure that our coverage is protected. We are not just running into this and being reactive, we are in it for the long haul. Chairperson Shook stated that we have a certain list of projects that has to be done. We don't have time to go through a formal process. Ms. Boone responded that we will have new funds in the near future, but not the immediate future. You don't want to go out with a transaction that is too large. The recession in the market is critical. Continuing, she stated that page #4 is the Airport Variable Debt that shows that a lot of things are going on. The index is where the market should be and the rates are above that. We have the 2004 D's and E's that are doing well and not held in the banks, but the 2003s have some challenges. We are working with the banks to resolve some of the issues with Letter of Credits. We are trying to find some middle ground. These bonds continue to sit on their books. We are hopeful to come to some kind of agreement. The other Bonds are held at the banks. The fees we access for them holding them are going up and there is an acceleration clause that will kick in July 1st. We had a lot of fixes we are trying to work through. There is more risk with the Airports. There is an Airport transaction that is being priced today and it is small. The market has not been excited about AMT. Councilmember Muller stated that Mr. DeCosta was trying to do some federal legislation. Ms. Boone responded that there is some legislation in the State Legislature to eliminate the AMT penalty. Some action has been taken to help the Airport. Page #5 is the Indirect GO Bonds. We have replaced some with fixed debt. Page #6 is Watershed Management. We have Watershed rates that are not too bad. She then passed out a page that shows the history of rates. Sigma's lowest point was last week. Our rates are not as low as the index. The highest rate is 4% and that is not extremely high. We are above the index. Page #7 is the TADS for Atlantic Station, which is a little higher because of the trade with AIG. The Westside TADs are steady. Page #8 is the Commercial Paper for Aviation and Watershed. They are above the index by a few points and we are in good shape. We had a spike when the market froze. The

money firms have stop investing. Councilmember Moore asked when will she come to give a report again. Ms. Boone responded that they do it once a month. Chairperson Shook stated that things have become much calmer. CFO Glass added that our Letter of Credit may become an issue. Ms. Boone stated that there is an opt out clause for 2010. Councilmember Muller asked for the timeline for Watershed. Ms. Boone responded March. We have to do the Feasibility Study before the end of the month. We expect it to price in late March. CFO Glass added that we will have the CAFR by the end of the month. We have been burning the midnight oil. Councilmember Moore stated that you are still saying hopeful, but the information needs to become available. CFO Glass responded that we are committed to January 31st, but something may come up from the Auditors. He thought that before, but circumstances came up. By the end of this month we should know what the close out numbers are.

CONSENT AGENDA

TO AUTHORIZE THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA, TO PROVIDE FEE SIMPLE OWNERSHIP TO THE ATLANTA HOUSING AUTHORITY

09-O-0014 (1) An Ordinance by Finance/Executive Committee authorizing the Mayor, on behalf of the City of Atlanta, to provide fee simple ownership to the Atlanta Housing Authority of approximately 1.455 acres of property located in Rockdale Park, in exchange for the Atlanta Housing Authority's and/or its development partners' providing to the City fee simple ownership of approximately 2.33 acres of new parkland located in the same Council District, for the purpose of assisting and facilitating the Atlanta Housing Authority's redevelopment activities in accordance with the West Highlands at Perry Boulevard Masterplan and the revitalization of these areas in accordance with the City's Northwest Atlanta Redevelopment Plan and the Perry/Bolton Tax Allocation District; and authorizing the Mayor, on behalf of the City, to execute all agreements, deeds, and other documents necessary or advisable in order to carry into effect the intent of this ordinance; and for other purposes.

FAVORABLE ON FIRST READ

REGULAR AGENDA

A FOURTEENTH SUPPLEMENTAL BOND ORDINANCE

08-O-2406 (1) An Ordinance by Finance/Executive Committee Fourteenth Supplemental Bond Ordinance supplementing the Restated and Amended Master Bond Ordinance of the City of Atlanta adopted on March 20, 2000 (99-O-1896), as previously amended and supplemented, particularly as supplemented specifically by that certain Amended and Restated Third Supplemental Bond Ordinance of the City of Atlanta adopted on May 19, 2003 providing for, among other things, the issuance and delivery of the City of Atlanta Variable Rate Airport General Revenue Refunding Bonds Series 2003RF-B and the City of Atlanta Variable Rate Airport General Revenue Refunding Bonds Series 2003RF-C; to authorize the cancellation of the existing MBIA financial guaranty insurance policy insuring said Series 2003RF Bonds and approving the form and authorizing the execution of a cancellation agreement; to authorize the acceptance by the City of a commitment to issue a financial guaranty insurance policy from assured guaranty Corp. and

approving the form and authorizing the execution of an insurance and indemnity agreement; to provide for a revised form of said Series 2003RF Bonds and for the execution of said Series 2003RF Bonds; to approve the form and authorize the execution of amendments to standby Bond Purchase Agreements between the City and the Banks providing liquidity support for said Series 2003RF Bonds; to authorize the termination of the interest rate exchange agreements between the City and certain counterparties in connection with said series 2003RF Bonds and approving the form and authorizing the execution of such other instruments and documents necessary or desired in connection with the termination of such interest rate exchange agreements; granting the Mayor the authority to approve and execute such other instruments and documents necessary or desired in connection with the cancellation of the MBIA financial guaranty insurance policy and the substitution of the financial guaranty insurance policy from assured guaranty Corp. and providing for incidental action; authorizing certain officials and employees of the City to take all actions required in connection with the cancellation of the MBIA financial guaranty insurance policy and the substitution of the financial guaranty insurance policy from assured guaranty Corp.; providing certain other details with respect thereto; providing for severability; providing an effective date; and for other purposes.

HELD

TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO WAIVE THE SOURCE SELECTION PROVISIONS

08-O-2412 (2)

A **Substitute** Ordinance by Finance/Executive Committee authorizing the Mayor or her Designee to waive the Source Selection provisions contained in the City of Atlanta Code of Ordinances Article X, Procurement and Real Estate Code, to authorize the Chief Financial Officer to remit payment for all outstanding invoices to International Systems Strategies Incorporated in an amount not to exceed sixty thousand dollars (\$60,000.00) for Telecommunications Auditing software and Services. All funds to be charged to and paid from Fund, Department, Organization, and Account Numbers 1001 (General Fund) 050209 (IT Telecommunications) 5232001 (Telephone Expense) 1535000 (Data Processing/Management Information Systems) to ratify the prior provision of goods and services to the City by International Systems Strategies Incorporated; and for other purposes. **(Finance/Executive Committee Substitute corrects the FDOA, 1/14/09)**

FAVORABLE ON SUBSTITUTE

Chairperson Shook stated that we have a Substitute.

Mr. Dan Smith: Chief of Information and Technology addressed the Committee by stating that ISS provided a service to the City. It runs up against terrorists to alter the bills from being overcharged. We have saved about \$800,000. The monthly expense of this service will exceed the service. We have terminated the contract. Chairperson Shook stated that the Substitute corrects the Account Numbers. Councilmember Maddox offered a motion to **Approve on Substitute, 4 Yeas, 1 Nay.**

TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO WAIVE THE SOURCE SELECTION PROVISIONS

- 08-O-2413 (3) A **Substitute** Ordinance by Finance/Executive Committee authorizing the Mayor or her Designee to waive the Source Selection Provisions contained in the City of Atlanta Code of Ordinances Article X, Procurement and Real Estate Code, to authorize the Chief Financial Officer to remit payment for all outstanding invoices to Kronos Incorporated in an amount not to exceed one hundred thirty-one thousand, four hundred eighty-four dollars and one cent (\$131,484.01) for hardware and software maintenance and support for the time and attendance system, all funds to be charged to and paid from Fund, Department, Organization, and Account Numbers 1001 (General Fund) 050102 (IT Administration) 5311001 (Supplies, Consumable) 1535000 (Data Processing/Management Information Systems) and 1001 (General Fund) 050202 (IT Applications) 5424004 (Software (\$5,000+)) 1535000 (Data Processing/Management Information Systems) to ratify the prior provision of goods and services to the City by Kronos; and for other purposes. **(Finance/Executive Committee Substitute is paying Kronos for the expiration of the contract and shows that it is a Renewal Agreement and also in Section 4 the original legislation did not have the Renewal in it, 1/14/09)**

FAVORABLE ON SUBSTITUTE

Mr. Smith stated that this is to pay for past services and invoices. We did not understand the contract and then reassessed it. We wanted to know if this is an expense we wanted to incur. It is a critical system to the City. Chairperson Shook stated that the Substitute is paying Kronos for the expiration of the contract and shows that it is a Renewal Agreement and also in Section 4 the original legislation did not have the Renewal in it. Councilmember Maddox stated that one of the problems the system experienced is that some of the invoices have already been paid. Mr. Smith responded that this is not a duplicate. Councilmember Maddox offered a motion to **Approve, 4 Yeas, 1 Nay.**

TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO WAIVE THE APPLICATION OF THE ATLANTA CITY CODE, ARTICLE X

- 08-O-2442 (4) A **Substitute** Ordinance by Finance/Executive Committee authorizing the Mayor or her Designee to waive the application of the Atlanta City Code, Article X, the Procurement and Real Estate Code, and authorizing the Mayor or her Designee to enter into an appropriate Renewal Agreement with Motorola Inc., for the Citywide Radio System Maintenance, on behalf of the Department of Information Technology, in an amount not to exceed one million, seven hundred fifty-five thousand, five hundred twenty-two dollars and sixty-one cents (\$1,755,522.61); all contracted work shall be charged to and paid from Fund, Department, Organization, and Account Numbers: 2151 (Emergency Telephone System) 240207 (APD E-911) 5212001 (Consulting/Professional) 3800000 (E-911 (\$1,267,487.32); 5051 (Water & Wastewater Revenue Fund) 170407 (DWM Drinking Water Facility Maintenance) 5222003 (Repair & Maintenance – Other) 4430000 (Treatment) (\$91,287.18); 5051 (Water & Wastewater Revenue Fund) 170201 (DMW Wastewater Treatments and Collections) 5222003 (Repair & Maintenance – Other) 4310000 (Sanitary Administration) (\$135,175.24); 5502 (Airport Renewal Fund) 180107 (DOA Aviation Information Systems) 5222002 (Repair &

Maintenance – Equipment) 7563000 (Airport) (\$261,572.87); and for other purposes. **(Finance/Executive Committee Substitute puts in the Caption what the paper does, 1/14/09)**

FAVORABLE ON SUBSTITUTE

Chairperson Shook stated that we have a Substitute that puts in the Caption what the paper does. Mr. Smith responded that this is for maintenance for the Motorola System from July 1, 2008 to June 30, 2009. There were legal and litigation issues. We did not get started late on this, but there were negotiations. Through negotiations we reduced the cost by \$900,000. There are four funding sources for this service. This service is critical to the City. Councilmember Maddox offered a motion to **Approve on Substitute, 4 Yeas, 1 Nay.**

TO AUTHORIZE THE MAYOR OR HER DESIGNEE, ON BEHALF OF THE CITY, TO CREATE AN ACCOUNT

09-O-0095 (5) An Ordinance by Councilmember Cleta Winslow **as Substituted by Finance/Executive Committee (1), 1/14/09** authorizing the Mayor or her Designee, on behalf of the City, to create an Account into which Funds donated by the Annie E. Casey Foundation shall be deposited, where such Funds are donated for the sole purpose and shall be expended for the sole purpose of payment of the expenses for the Dunbar Recreation Center's staff and the Center's Consumable and Non-Consumable Supplies; and for other purposes. **(Finance/Executive Committee Substitute add the FDOA, 1/14/09)**

FAVORABLE ON SUBSTITUTE

Ms. Diane Harnell-Cohen: Commissioner of the Department of Parks, Recreation and Cultural Affairs addressed the Committee by stating that this is a companion paper to accept donations to keep the Dunbar Center opened. They have a major Grant for an Afterschool Program. They will fund it from January to August for \$9800 per month. The Substitute adds the Account Numbers. Councilmember Maddox offered a motion to **Approve on Substitute, 5 Yeas.**

TO AMEND CHAPTER 114, PERSONNEL ARTICLE "V", CLASSIFICATION PLAN OF THE CODE OF ORDINANCES

09-O-0096 (6) An Ordinance by Councilmember Ivory Lee Young, Jr. **as Substituted by Finance/Executive Committee (1), 1/14/09** to amend Chapter 114, Personnel Article "V", Classification Plan of the Code of Ordinances, City of Atlanta, Georgia, so as to create the Classifications of Rental Coordinator and Rental Coordinator, Senior; and, Grant Above Entry Hiring Authorization to the Classification of Program Management Officer; and for other purposes. **(Finance/Executive Committee adds the underlined transactions, 1/14/09)**

FAVORABLE ON SUBSTITUTE

Chairperson Shook stated that we have a Substitute that adds the underlined transaction.

Ms. Sherry Dickerson: of the Department of Human Resources addressed the Committee by stating that the Substitute adds positions on behalf of the Department of Finance. Earlier the Pension Counselor was changed to a Pension Analyst. We are not creating two positions associated with that. It is for the Pension Counselor and the Pension Analyst. The Rental Coordinator for Parks is also included. Chairperson

Shook stated that people are plentiful in today's environment. The CFO is asking to go higher for the Pension Counselor. CFO Glass responded that we need above entry hiring because we are getting a lot of complaints from our Pension Group. It is putting people in place to address pension concerns. The idea was to outsource it to the GEM Group. The key point is getting people with enough expertise. The funding has to come through the Pension Boards. He is getting the same familiar tone from the Boards. Chairperson Shook asked if we need to get into above entry. Was it under salaried in the beginning? CFO Glass responded that if you want to take off the above entry, he will come back. Councilmember Maddox asked if there is a cap. Chairperson Shook responded yes. He wonders what the value is of awarding this leave way. CFO Glass responded that he will accept going at entry rate and come back. Councilmember Muller asked have you looked at the market. CFO Glass responded that it is a specialized field. HR suggested that this might be the right thing to do. Councilmember Moore asked what are some of the requirements? Ms. Dickerson responded that there is educational and experience required for the job. We were trying to provide flexibility. CFO Glass responded that the midpoint would be \$42,000 to \$45,000. Councilmember Moore stated that going above entry is not hurtful, but in this environment people are looking for a job. Councilmember Maddox stated that in this case we should give the flexibility.

Mr. Dave Walker: addressed the Committee by asking how do we do this with the Mayor's new hiring freeze. Ms. Dickerson responded that this is a critical transaction. Mr. Walker stated that employees were put out of the door and the Mayor always had some rationale for her imposed rules. This should be voted down. What does he say to the Sanitation Workers on how they can hire a Specialist and not let them keep their job? There ought to be a hiring freeze or not. This is not fair. Councilmember Maddox offered a motion to **Approve on Substitute, 5 Yeas.**

TO MODIFY ATLANTA CODE OF ORDINANCES SECTION 110-3, SUBSECTION (A)(4)

09-O-0097 (7)

An Ordinance by Councilmember Ivory Lee Young, Jr. **as Substituted by Finance/Executive Committee (1), 1/14/09** modifying Atlanta Code of Ordinances Section 110-3, Subsection (a)(4) to add a Recreation Center Rental Surcharge, to be applied to rentals during non-regular facility hours, for the purpose of staffing the Center during the rental; and for other purposes. **(Finance/Executive Committee Substitute adds the Account Numbers, Finance/Executive Committee Amendment shows that the paper has been Amended by the Committee, 1/14/09)**

HELD ON SUBSTITUTE AS AMENDED

Commissioner Harnell-Cohen stated that this paper sets the fees to be charged of \$25 an hour. We no longer have enough staff to do that for free. To accommodate the public and have the Recreational Centers open we need this surcharge. It is not changing the rental fees during regular hours, but this is for after hours. For 0 to 100 people we need \$25 dollars. Chairperson Shook stated that we need to Hold this paper for a Public Hearing. The Substitute adds the Account Numbers. This paper was originally introduced by Councilmember Young and needs to be amended. Councilmember Maddox asked if this was circulated to the NPU's. Commissioner Harnell-Cohen responded that we did send it to the NPU's. We are anticipating that we would have met the 30 days in two weeks. The paper will be **Held on Substitute as Amended, 5 Yeas.**

TO RESCIND ALL PERMITS GIVEN BY THE CITY OF ATLANTA REGARDING 4141 WIEUCA ROAD

09-O-0098 (8) An Ordinance by Councilmember Howard Shook rescinding all permits given by the City of Atlanta regarding 4141 Wieuca Road, and for other purposes.

HELD

TO AMEND THE CHARTER OF THE CITY OF ATLANTA

09-O-0099 (1) An **Amended** Ordinance and Charter Amendment by Councilmember Howard Shook to amend the Charter of the City of Atlanta adopted under and by virtue of the Municipal Home Rule Act of 1965 (Ga Laws 1965, P. 298, et. seq.) as amended, to amend Part 1, Subpart A, Article VI, Chapter 3, Section 6-304 of the Charter of the City of Atlanta, Georgia (Ga Laws 1996, P. 4469, et. seq.) approved April 15, 1996, to provide for the ability to address an economic and financial crisis; and for other purposes. **(Finance/Executive Committee Amendment in Section 1 (b)(2) strikes "receipt of a written request and recommendation by the Mayor, 1/14/09)**

FAVORABLE AS AMENDED

Chairperson Shook stated that in Finance/Executive Briefing we discussed modifying this paper and getting a Substitute. We passed this as a budget reform paper. The paper clarifies and made explicit that Council authorization was needed to access money. In briefing we talked about potential improvements. The paper corrects a flaw. Are we interested in making an Amendment for 10 votes instead of 8? Councilmember Moore stated that we could let that part go. She wants to change in Section B-2 the written request to the Mayor to transfer funds. She wants to strike out the written recommendation by the Mayor, etc. We are only allowing for the Restricted Reserves. After Charter, strike upon the receipt of a written request and... She offered a motion to **Approve the Amendment, 5 Yeas**. She then offered a motion to **Approve as Amended, 5 Yeas, 2nd Reading, 1st Adoption**. Councilmember Martin stated that he is concerned about making sure that this is debated at Council. Chairperson Shook stated that we will have to re-advertise this now. Councilmember Martin stated that Council may not be aware of the severity of this. Chairperson Shook stated that he is happy to distribute a one pager to all Councilmembers. Councilmember Martin stated that this would just fly through because of the timing. Chairperson Shook asked Mr. Stokes to draft the changes and time lines for re-advertisement.

TO AUTHORIZE THE MAYOR TO APPLY FOR AND ACCEPT A PASS THROUGH GRANT FROM THE ENVIRONMENTAL PROTECTION AGENCY 319

09-R-0087 (1) A Resolution by Finance/Executive Committee authorizing the Mayor to apply for and accept a Pass Through Grant from the Environmental Protection Agency 319 (H) FY2000 for the Grant application of the Woodruff Arts Center Green Roof Project; to authorize the Mayor to enter an Agreement with the Georgia Environmental Protection Division (EPD) for the administration of the Grant; to authorize the Chief Financial Officer to create an account for the deposit and management of Grant Funds; and for other purposes.

FAVORABLE

Ms. Sally Mills: Deputy Commissioner of the Department of Watershed Management addressed the Committee by stating that there is no financial matching.

Councilmember Muller offered a motion to **Approve, 5 Yeas**. Councilmember Maddox asked if this will be administered by the City. Ms. Mills responded yes. Councilmember Maddox asked about the City's cost of administration. Ms. Mills responded that the Departments of Finance and Watershed have minimum administrative costs.

TO AUTHORIZE THE MAYOR TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH RESOURCE MOSAIC

09-R-0088 (2) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into an appropriate Contractual Agreement with Resource Mosaic, for FC-4809-B, Financial Management Consulting Services, on behalf of the Department of Finance, in an amount not to exceed five hundred fifty thousand dollars and no cents (\$550,000.00); all contracted work to be charged to and paid from Fund, Department Organization and Account Number 1001 (General Fund) 100101 (DOF Chief Financial Officer) 5212001 (Consulting/Professional Services) 1320000 (Chief Executive); and for other purposes.

FAVORABLE

CFO Glass stated that this is the means to get the financial restructuring done. We are looking at the Pension funds so \$100,000 of it would go to that purpose. This firm can provide the expertise. There are some simple matters that need to be corrected. This is absolutely critical to close the books and for reconciliation purposes as well. We want the quality of the close out to give a look at the best close out as possible. He won't spend a dime more if we can find pro bono work. Council President Borders asked how long is it currently taking to close the books? How does Atlanta compare with other Cities? CFO Glass responded that he does not have comparison numbers, but most of them close on a monthly basis. We were supposed to close the year out June 30th of 2008 and now it is January 14th and we have not closed out completely. It is not lack of effort of trying. This has been difficult. For the City it is not abnormal given the history. Council President Borders stated that on the record it is hard to keep your pulse if we don't have the materials to stay on top of the finances. Councilmember Martin stated that Bain and Company were supposed to be the expertise to fix all things. We are now finding out we have problems. The annual Audit Letter gives the findings and it is always related to controls. We may need an additional Accountant to look at the activities going on. We do not have a copy of the scope of work for this paper, but hopes to have it by the January 22nd meeting. What is your experience and what is the scope of work? CFO Glass responded that this firm is an economical firm. Others could not provide the resources we need. One is the close out process and the controls we need. There may be needs in the Budget area or the Oracle System. We need sufficient supporting tools. The scope of work is oriented to get in and take the Deloitte assessments. The Close Out process would have all the information you need. Councilmember Martin stated that Deloitte was to meet with Council today. He then asked if they left any documents. Chairperson Shook responded that they will come back with their findings. Councilmember Martin asked that Councilmembers need to be informed. Do they have the ability to assess? CFO Glass responded yes to the degree of identifying quailed people and they do have the ability to assess. Councilmember Martin asked about the Economist position. CFO Glass responded that hopefully he has one. Chairperson Shook stated that this company was selected because they have expertise in HR and Financial Accounting work. The next step is summarized in advance. We could take the \$100,000 out or leave it in. Councilmember Fauver asked who selected the firm. CFO Glass responded the Department of Finance. Councilmember Muller asked, of the \$550,000, does \$100,000 go to Pension. Chairperson Shook responded yes. Councilmember Martin asked where is the money coming from? CFO Glass responded the Special Fund was appropriated to do this work. It was \$100,000 for Pension and \$750,000 for Finance. Councilmember Martin asked if part of it went to the Consultants. CFO Glass responded yes, the

\$270,000 for the Consultant. Chairperson Shook added that one Consultant declined. CFO Glass stated that he won't spend a nickel over than what he has to. Councilmember Fauver asked if you are looking for a second person. CFO Glass responded that he wants to use the money for expertise rather than another Project Manager. Councilmember Martin stated that Council did not have any input. Councilmember Moore stated that we can determine if we want to use these people. CFO Glass reiterated that if it is not needed, he would come back with suggestions. Chairperson Shook stated that we need to bring in somebody. He then offered a motion to **Approve, 5 Yeas.**

TO AUTHORIZE THE MAYOR TO DIRECT THE CHIEF FINANCIAL OFFICER TO SUSPEND PAYMENT

09-R-0102 (3) A Resolution by Councilmember Jim Maddox authorizing the Mayor to direct the Chief Financial Officer to suspend payment for Expressway Lighting Service and Maintenance on the Interstate Expressways and State Road 166 within the City Limits of Atlanta; and for other purposes.

FILE

Chairperson Shook stated that we have a Substitute. Councilmember Maddox stated that the paper calls on the CFO as directed by the Mayor to suspend lighting on the expressways. There is a contract between the State and the City signed by former Mayor Bill Campbell. The Department of Public Works needs to make some suggestions. He then offered a motion to Hold until they can give further information.

Ms. Sandy Jennings: of the Department of Public Works addressed the Committee by stating that the street lights total about 6300 lights. They are located on I-75/85, I-20 and 166. The maintenance and energy cost is around \$1 million dollars annually. The agreement was signed by former Mayor Bill Campbell in 1994 and is good until 2024. We have 7800 service lights. Councilmember Moore asked what information will be different from today. Ms. Jennings responded that we will be turning the lights off on these corridors. Councilmember Moore asked what are we holding the paper for. Councilmember Martin asked if we can get out of the agreement or if there is a penalty. Ms. Jennings responded that the agreement gives us the opportunity to terminate in 30 days with costs associated with it. We will be responsible for reimbursement to the State and the Federal Governments of about \$10 to \$15 million dollars. Councilmember Maddox stated that right now we don't know the changes or what they will consider. The City took over the maintenance. Councilmember Moore stated that we are paying for the energy and maintenance. Councilmember Martin stated that it sounds like we do not want to pay the bill. He was under the impression that there had already been dialogue with this. Is this on our wish list for the State Legislature? Chairperson Shook responded that it is not in the Legislative Package. Councilmember Martin stated that we have to be sure that we don't get into a negative relationship with DOT. We have all kind of agreements with DOT. When we cut off the lights on I-20 there was a lot of grief with the community. Councilmember Maddox stated that the Department of Public Works wants to discuss this with DOT. Pending the conversation with DOT, there may be other options. He had learned later on that there was an agreement. We are trying to save the taxpayers some money. We get mandates all of the time from the State that cost the taxpayer's money. We need other options. Chairperson Shook stated that we can pass it, file it or hold it. The intent of the paper is to help us out with our deficit, which they have one also. Councilmember Smith stated that we need to amend the paper regarding suspending payment and say investigate the contract. In Section 1, it is recommended that the Mayor directs the Department of Public Works to investigate the Contractual Agreement regarding expressway lighting for potential savings. Councilmember Moore stated that it needs to be rewritten. You now would change the whole intent of the paper. She then offered a motion to File and introduce another paper regarding the research. Councilmember Maddox stated that we are trying to find a way to save costs. He does not mind

introducing another paper. Councilmember Moore stated that she does not want to reduce lighting on the expressway. Councilmember Martin stated that the best interest is to continue the work and let this disappear. He always felt it was DOT's responsibility. Filing this paper is in our best interest until we get better information. Councilmember Maddox stated that we are not in anybody's face. We could Hold the paper and give the Department an opportunity to go forward.

Continuing, Mr. Walker stated that he was at a Glenwood store and the lights were out. There were a group of people outside and they started out behind him to harm him. He then went inside the store and the manager gave him a ride home. Lights are for security.

Mr. Bill Fuller: addressed the Committee by stating that he suggested the idea to Councilmember Maddox regarding the lights to get more Police Officers and open up more Fire Stations. We were looking for ways to get additional funds. We can also put .10 cents on commercial parking spaces, but he was told that it would require legislation on the State level. We need to get the people who don't stay in the City to pay for the use of services. We could also open Fort McPherson as a gambling area. It would provide \$1.5 billion dollars and provide jobs as well.

Mr. Frank Morton: addressed the Committee by stating that he is a solar street light designer. He met with DOT because they wanted to replace lights. On 166 there's a large number of cooper thefts. The overall operation cost is \$3 to \$5 million per year. In solar street lights there is nothing to steal. DOT informed him of the 50 year agreement. The overall operating cost for solar lighting is \$3 to \$5 million dollars in 20 years and it lasts 20 years and panels last 25 years. He believes that maybe we should disconnect from the electric grid. He is willing to meet with anyone at anytime. Councilmember Smith stated that this does not look like it is going to work out. Councilmember Maddox stated that the Department is already planning to talk with DOT. Chairperson Shook stated that the motion to withdraw the Amendment is done. Councilmember Moore stated that Ms. Jennings needs to talk with the gentlemen regarding solar lights. Ms. Jennings responded that we have looked at it. It is fairly expensive. Councilmember Moore asked if we have looked at doing it incrementally. Ms. Jennings stated that there is some capital outlay costs with solar. We pay the energy, but GDOT pay for the poles. Mr. Morton responded that we do have the technology. The same pole can be used, but not the lights. Councilmember Moore offered a motion to **File, 4 Yeas, 1 Nay.**

TO AUTHORIZE THE MAYOR TO EXECUTE A MASTER AGREEMENT WITH TDC SYSTEMS INTEGRATION, INC.

06-R-1667 (1)

An **Amended** Resolution by Finance/Executive Committee Authorizing the Mayor to execute a Master Agreement with TDC Systems Integration, Inc. for FC-6006007881, Citywide On-Call Services for Information Technology Staffing; authorizing the Chief Information Officer of the Department of Information Technology, the Director of Information Technology of the Department of Watershed Management and the Aviation Information Systems Director of the Department of Aviation to execute all statements of work; all contracted work shall be Charged To and Paid From Various Fund, Account and Center Numbers; and for other purposes. **(Amended and Held, 8/16/06 at the request of the Committee to allow time pending additional review)**

HELD

TO AMEND THE PROCUREMENT CODE OF THE CITY OF ATLANTA, GEORGIA BY ADDING TO SECTION 2-1142

- 07-O-0138 (2) An Ordinance by Councilmember Ceasar C. Mitchell to Amend the Procurement Code of the City of Atlanta, Georgia by Adding to Section 2-1142; monthly report to City Council; and for other purposes. **(Held, 1/31/07 at the request of the Department of Procurement for an additional study)**

HELD

TO PROVIDE FOR THE ANNEXATION OF 4605 BIRDIE LANE, SW

- 07-O-0623 (3) An Ordinance by Councilmember Jim Maddox to provide for the Annexation of 4605 Birdie Lane, SW, Atlanta, Georgia, 30331, 0.404 acres of land located in Land Lot 61 of the 14th District of Fulton County to the corporate limits of the City of Atlanta, Georgia; to provide for the notification of the Department of Community Affairs of the State of Georgia of such Annexation; and for other purposes. **(Held, 3/28/07 to ensure annexation procedures are executed appropriately)**

HELD

TO PROVIDE FOR THE ANNEXATION OF LAND KNOWN AS THE ORKNEY/LANARK DRIVE COMMUNITY

- 07-O-0968 (4) An Ordinance by Councilmember Jim Maddox to provide for the Annexation of land known as the Orkney/Lanark Drive Community to the Corporate Limits of the City of Atlanta; to provide for the notification of the Department of Community Affairs; and for other purposes. **(Held, 5/16/07 due to State requirement)**

HELD

TO AMEND ARTICLE V. CLASSIFICATION PLAN, OF THE CODE OF ORDINANCES, CITY OF ATLANTA, GEORGIA

- 07-O-0974 (5) An Ordinance by Councilmember C.T. Martin **as Substituted by Finance/Executive Committee** to Amend Article V. Classification Plan, of the Code of Ordinances, City of Atlanta, Georgia, so as to create (215) positions in the Atlanta Police Department; and for other purposes. **(Substituted and Held, 5/16/07 in conjunction with consideration of 2008 Budget)**

HELD

Councilmember Martin stated that with every budget we have put in for additional Police Officers. This paper has sat here while the Administration has hired 50 additional Officers.

TO ALLOW THE CITY TO IMPOSE A VERIFICATION/CONVENIENCE FEE IN THE AMOUNT OF \$4.50

- 07-O-1087 (6) A **Substitute** Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to allow the City to impose a verification/convenience fee in the amount of \$4.50 on credit cards users, on-line payment users, electronic check users, or interactive voice response users submitting payments for fees

and/or fines imposed by the City of Atlanta such as those associated with traffic enforcement and Water and Wastewater City Services; to recover the cost the City pays to third-party vendors to process such payments; all collected funds will be deposited into various Fund, Account and Center Numbers; and for other purposes. **(Referred back to Finance/Executive Committee by Council, August 20, 2007); (Held, 8/29/07)**

HELD

TO ENCOURAGE MEMBERS OF THE UNITED STATES CONGRESS TO SUPPORT THE EMPLOYEE FREE CHOICE ACT

07-R-1904 (7) A Resolution by Councilmember Joyce M. Sheperd that encourages Members of the United States Congress to support the Employee Free Choice Act which authorizes the National Labor Relations Board to certify a union as the bargaining representative when a majority of employees voluntarily sign authorizations designating that union to represent them. **(Held, 9/12/07 at the request of the Committee to discuss with the Author)**

HELD

TO SUPPORT H.R. 2447

07-R-2138 (8) A Resolution by Councilmember Ceasar C. Mitchell to support H.R. 2447 to establish an Energy and Environment Block Grant Program that is presently before the United States Congress; and for other purposes. **(Held, 10/10/07)**

HELD

TO ENDORSE HR 3535 HOMEBUYER'S PROTECTION ACT OF 2007

07-R-2139 (9) A Resolution by Councilmember Ceasar C. Mitchell to endorse HR 3535 Homebuyer's Protection Act of 2007 pending in the United States Congress; to urge the Georgia Congressional Delegation to support the Act; and for other purposes. **(Held, 10/10/07)**

HELD

TO RESCIND ORDINANCE 07-O-2410

08-O-0295 (10) An Ordinance by Councilmembers H. Lamar Willis, Anne Fauver, Felicia A. Moore, Natalyn Archibong and Ivory Lee Young, Jr. to rescind Ordinance 07-O-2410; and for other purposes. **(Held, 2/13/08)**

HELD

A TWELFTH SUPPLEMENTAL BOND ORDINANCE

08-O-0299 (11) An Ordinance by Councilmember Howard Shook a Twelfth Supplemental Bond Ordinance supplementing the restated and amended Master Bond Ordinance of the City of Atlanta adopted on March 20, 2000, as previously amended and supplemented, to authorize the issuance by the City of Atlanta of its variable rate Airport General Revenue Refunding Bonds, Series 2008A, in one or more Series, in an aggregate principal amount of not to exceed

\$550,000,000, each to bear interest in a variable rate mode; to refund all or a portion of the City's variable rate Airport General Revenue Refunding Bonds, Series 2003RF-B and Series 2003RF-C; to provide for a reasonably required Debt Service Reserve; to provide for the rights of the holders of said Bonds; to make certain other covenants and agreements in connection with the issuance of such Bonds; to provide certain terms and details of said Bonds, including authorizing delegated negotiated sales of said Bonds; to provide for the execution of certain agreements relating to one or more credit and/or liquidity facilities with respect to the Series 2008A Bonds; to pay expenses relating thereto; to authorize the preparation, use and distribution of one or more preliminary and final official statements in connection with the offer and sale of the Series 2008A Bonds; to provide for the annual submission of certain financial information and operating data pursuant to Rule 15C2-12 of the Securities and Exchange Commission; to designate one or more Underwriters and Remarketing Agents, and a Tender and Paying Agent and to approve forms of various other agreements in connection with the Issuance of said Bonds; providing for incidental action; providing for severability; to provide and effective date; and for other related purposes. **(Held, 2/13/08)**

HELD

TO AUTHORIZE THE CHIEF PROCUREMENT OFFICER TO PURCHASE PROPERTY LOCATED AT 207/211 VINE STREET

08-O-0402 (12) An Ordinance by Finance/Executive Committee authorizing the Chief Procurement Officer to purchase property located at 207/211 Vine Street and 601/605 Spencer Street, Atlanta, Georgia 30314; to provide for the appraisal of the property; to obtain title reports; to negotiate the purchase price of the property; to authorize the use of legal proceedings if necessary to obtain the property; to accept funds in the amount of \$725,000.00 from the Atlanta Development Authority to be applied towards the purchase of the property; and for other purposes. **(Held, 3/12/08)**

HELD

TO AUTHORIZE THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT

08-R-0510 (13) A Resolution by Councilmembers Howard Shook and Cleta Winslow authorizing the Mayor to enter into an Intergovernmental Agreement with the Fulton County District Attorney for a period of three years in an amount not to exceed twenty six thousand dollars and no cents (\$26,000.00) per month for services for the City of Atlanta under for Consultation and Support Services to Victims and Witnesses of Crime; all contracted work to be Charged and and Paid From Fund, Account and Center Number 3P01 (Agency Fund) 264017 (Muni Court VW ASST PRG (MCVW) A00001 (Balance Sheet Center); and for other purposes. **(Held, 3/12/08)**

HELD

TO ESTABLISH AND IMPLEMENT A COST NEUTRAL DEFERRED RETIREMENT OPTION RETIREMENT PLAN

- 08-O-0736 (14) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to engage on behalf of the City of Atlanta to establish and implement a Cost Neutral Deferred Retirement Option Retirement Plan as an additional benefit for the members of the City of Atlanta Firefighter's Pension Fund and the City of Atlanta Police Officers Pension Fund; and for other purposes. **(Held, 5/14/08)**

HELD

TO PROVIDE FOR THE ISSUANCE AND SALE OF TAX ALLOCATION BONDS (PERRY BOLTON PROJECT), SERIES 2008

- 08-O-0822 (15) An Ordinance by Councilmember Felicia A. Moore to provide for the Issuance and Sale of Tax Allocation Bonds (Perry Bolton Project), Series 2008, in the aggregate principal amount not to exceed \$1_____ (the "Series 2008 Bonds"), to pay, or to be applied or contributed toward, the payment of redevelopment costs associated with the Projects identified on Schedule 1 hereto (the "2008 Projects"); to authorize paying expenses incident to accomplishing the foregoing; to authorize the execution of a Indenture of Trust, a Bond Placement Agreement, Separate Development Agreements with the developers of each of the 2008 Projects and approving the use and distribution of a Preliminary Limited Offering Memorandum and Final Limited Offering Memorandum; to clarify the intent of the initial Resolution (as defined herein) with respect to the termination of the Perry Bolton TAD (as defined herein) and for certain other purposes, all in connection with the Issuance and Sale of the foregoing described Series 2008 Bonds. **(Held, 4/30/08)**

HELD

TO AMEND THE CHARTER OF THE CITY OF ATLANTA, GEORGIA

- 08-O-0829 (16) An Ordinance by Howard Shook to amend the Charter of the City of Atlanta, Georgia adopted under and by virtue of the authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1. Et Seq., as amended, so as to amend the Charter of the City of Atlanta, Georgia, 1996 GA. Laws P. 4469, Et Seq., by amending Article 2, Chapter 3, Section 2-302© so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve any Ordinance that would result in an increase in taxes, fees, or bond indebtedness; and for other purposes. **(3rd Reading/Final Adoption); (Referred back by Council, 7/7/08); (Held, 7/16/08)**

HELD

TO AMEND CHAPTER TWO, ARTICLE VI, DIVISION 2, SUBDIVISION II, SECTION 351

- 08-O-0830 (17) An Ordinance by Howard Shook to amend Chapter two, Article VI, Division 2, Subdivision II, Section 2-351 (Entitled, "Authorization to Issue Commercial Paper.") of the Code of Ordinances of the City of Atlanta, so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve any ordinance that would result in an increase in Bond Indebtedness;

and for other purposes. **(Referred back by Council, 7/7/08); (Held, 7/16/08)**

HELD

TO AMEND CHAPTER 146, DIVISION 1, ARTICLE II, SECTION 146-26

08-O-0831 (18) An Ordinance by Howard Shook to Amend Chapter 146, Division 1, Article II, Section 146-26 (Entitled, "Levy."), Chapter 146, Article II, Section 146-79 (Entitled, "Levied.") and Chapter 146, Article IV, Section 146-113 (Entitled, "Excise Tax Levied; Collection.") of the Code of Ordinances of the City of Atlanta, so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve any Ordinance that would result in an increase in taxes; and for other purposes. **(Referred back by Council, 7/7/08); (Held, 7/16/08)**

HELD

TO AMEND CHAPTER TWO, ARTICLE II, DIVISION 2, SUBDIVISION 1, SECTION 2-69

08-O-0833 (19) An Ordinance by Howard Shook to amend Chapter Two, Article II, Division 2, Subdivision I, Section 2-69 (Entitled, "Quorum; Vote Required for Passage of Legislation.") and Chapter Two, Article II, Division 2, Subdivision II, Section 2-96© (Entitled, "Presence at Meetings; Voting on Questions.") of the Code of Ordinances of the City of Atlanta, so as to require an Affirmative Vote of two-thirds of the total membership of the City Council to approve any ordinance that would result in new fees and taxes or an increase in existing taxes, fees, or bond indebtedness; and for other purposes. **(Referred back by Council, 7/7/08); (Held, 7/16/08)**

HELD

TO AMEND CHAPTER TWO, ARTICLE II, DIVISION 2, SUBDIVISION II, SECTION 2-105

08-O-0834 (20) An Ordinance by Councilmember Howard Shook as amended by Finance /Executive Committee to amend Chapter Two, Article II, Division 2, Subdivision II, Section 2-105 (Entitled, "Establishment or Change in Fees for Service; Notice to Public.") of the Code of Ordinances of the City of Atlanta, so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve any Ordinance that would result in new fees and an increase in fees; and for other purposes. **(Referred back by Council, 7/7/08); (Held, 7/16/08)**

HELD

TO REQUIRE NOTICE IN CITY CONTRACTS

08-R-1233 (21) An Ordinance by Councilmembers Felicia Moore, Carla Smith, Joyce Sheperd, H. Lamar Willis, C.T. Martin, Natalyn Archibong, Ivory Lee Young, Jr., Ceasar C. Mitchell, Howard Shook, Clair Muller and Kwanza Hall to require notice in City Contracts regarding the requirements for Legislative Authorization in advance of rendering services of demand for payment; and for other purposes. **(Held 6/11/08 at the request of the**

Committee to allow Law Department to provide additional information.)

HELD

TO AMEND THE PENSION ACTS APPLICABLE TO MEMBERS OF THE GENERAL EMPLOYEES PENSION FUND

08-O-1545 (22) An Ordinance by Councilmember C.T. Martin to amend the Pension Acts applicable to members of the General Employees Pension Fund of the City of Atlanta, so as to provide for a Retirement Program for employees involuntarily separated to balance the City of Atlanta 2009 and 2010 Fiscal Year Budgets and for Reorganization of the Workforce; and for other purposes. **(Held for Actuary Report, 7/30/08)**

HELD

Chairperson Shook stated that we have a memo attached from the Actuary to the Board with a cost of \$3.8 million dollars. CFO Glass stated that while the Pension would incur the cost, the City would be funding it. Councilmember Moore asked if the Board agreed to it.

Mr. Alfred Berry: President of the Pension Board addressed the Committee by stating that it goes to June 2010. Councilmember Moore stated that at some point we need to stop doing it because we still have Rifs. Mr. Berry responded that we did vote prior to getting the information. We got a lot of sob stories. 3 members went for it and 2 Abstained. The cost is \$3.8 million dollars. We were told that the cost would be minimum. Councilmember Moore asked if it was reconsidered. Mr. Berry responded no. He is concerned that we did it for some people up to June 2008. This is the fourth time it has been done. Councilmember Moore asked when do we stop. Mr. Berry agreed. Councilmember Moore stated that she wants the Board to take it back and reconsider. Mr. Berry responded that we will vote at our February meeting. Councilmember Moore asked that we continue to Hold it until we hear back from the Pension Board and what the cost is for this one and the previous ones for the General Fund. Councilmember Moore then asked if we have the money to pay for it. Mr. Berry asked if we can be reimbursed for the \$7,500 to the Board.

TO AMEND THE FY 2009 (GENERAL FUND) BUDGET

08-O-1546 (23) An Ordinance by Councilmembers Felicia A. Moore, Clela Winslow, Joyce M. Sheperd, H. Lamar Willis, Mary Norwood, Ivory Lee Young, Jr., Ceasar C. Mitchell, Anne Fauver, Natalyn Archibong and Kwanza Hall to amend the FY 2009 (General Fund) Budget to reestablish the Department of Fire and Rescue Special Operations Squad by transferring appropriations from various non-personnel accounts yet to be determined to the Department of Fire and Rescue Budget Fund Department Account and Organization Number; and for other purposes. **(Held, 7/30/08)**

HELD

A THIRTEENTH SUPPLEMENTAL BOND ORDINANCE

08-O-1586 (24) An Ordinance by Finance/Executive Committee a Thirteenth Supplemental Bond Ordinance supplementing the restated and amended Master Bond Ordinance of the City of Atlanta adopted on March 20, 2000 (99-O-1896), as amended and supplemented by the First Supplemental Bond Ordinance of the City of Atlanta

adopted on March 30, 2000 (00-O-0214), the Second Supplemental Bond Ordinance of the City of Atlanta adopted on October 7, 2002 (02-O-1463), the amended and restated Third Supplemental Bond Ordinance of the City of Atlanta adopted on May 19, 2003 (03-O-772), the Fourth Supplemental Bond Ordinance of the City of Atlanta adopted on June 2, 2003 (03-O-0835), the Fifth Supplemental Bond Ordinance of the City of Atlanta adopted on September 15, 2003 (03-O-1448), the Sixth Supplemental Bond Ordinance of the City of Atlanta adopted on November 17, 2003 (03-O-1871), the Seventh Supplemental Bond Ordinance of the City of Atlanta adopted on April 19, 2004 (04-O-0431) and the Eighth Supplemental Bond Ordinance of the City of Atlanta adopted on October 18, 2004 (04-O-1811), the Ninth Supplemental Bond Ordinance of the City of Atlanta adopted on October 3, 2005 (05-O-1717), the Tenth Supplemental Bond Ordinance of the City of Atlanta adopted on April 17, 2006 (06-O-0551), the Eleventh Supplemental Bond Ordinance of the City of Atlanta adopted on April 17, 2006 (06-O-0552), and the Twelfth Supplemental Bond Ordinance of the City of Atlanta adopted on February 18, 2008 (08-O-0216), to provide for the Issuance of Airport Limited Obligation Bond Anticipation Notes, to provide funds to finance or refinance, in whole or in part on an interim basis, the cost of the planning, engineering, design, acquisition and construction of certain improvements to Hartsfield-Jackson Atlanta International Airport, and to pay expenses relating thereto, to authorize and approve the preparation, use and distribution of an Official Statement in connection with the offer and sale of the Bond Anticipation Notes; to provide for the form of the Bond Anticipation Notes and for the execution of the Bond Anticipation Notes; to provide for the place of payment of the principal of and interest on the Bond Anticipation Notes; to amend certain provisions of the restated and amended Master Bond Ordinance relating to maintenance of the Debt Service Reserve requirement and conditions for Issuance of additional Bonds and for other purposes. **(Held, 9/10/08)**

HELD

TO AMEND THE FY 2009 (GENERAL FUND) BUDGET

08-O-1688 (25) An Ordinance by Councilmember Ceasar C. Mitchell to amend the FY 2009 (General Fund) Budget to reopen and maintain Atlanta Fire Station No. 7 by Transferring Appropriations from various Consulting, Supply, Travel and Other Non-Personnel Accounts yet to be determined to the Department of Fire and Rescue Budget Fund Department Account and Organization Number; and for other purposes. **(Forward with no Recommendation, 8/27/08); (Forwarded back by Full Council, 9/2/08); (Held, 9/10/08)**

HELD

TO ESTABLISH A CITY OF ATLANTA TAXATION AND SERVICE DELIVERY TECHNICAL ADVISORY COMMITTEE

08-R-1752 (26) A Resolution by Councilmember Mary Norwood establishing a City of Atlanta Taxation and Service Delivery Technical Advisory Committee; and for other purposes. **(Held, 9/10/08)**

HELD

TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO ACCEPT A DONATION IN THE AMOUNT OF \$

08-O-2034 (27) An Ordinance by Councilmember Cleta Winslow authorizing the Mayor or her Designee to accept a donation in the amount of \$_____ from the Atlanta Fire Foundation on behalf of the Atlanta Department of Fire and Rescue to fund the renovation of Fire Station #7; and for other purposes. **(Held, 10/15/08)**

HELD

TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO ENTER INTO A CONTRACTUAL AGREEMENT WITH IRON MOUNTAIN

08-R-2108 (28) A Resolution by Finance/Executive Committee authorizing the Mayor or her Designee to enter into a Contractual Agreement with Iron Mountain to provide for the removal of all records from City Hall East and to store the City's Records in accordance with the various approved retention schedules; said expense associated with this Contract shall be Charged To 1001 (General Fund) 200313 (NDP Records Management) 5212001 (Consultant/Professional Services) 1580000; and for other purposes. **(Held, 10/29/08)**

HELD

TO AMEND CHAPTER 114 ARTICLE IV DIVISION 12 SECTION 14-379 OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA

08-O-2135 (29) An Ordinance by Councilmembers H. Lamar Willis and C.T. Martin to amend Chapter 114 Article IV Division 12 Section 14-379 of the Code of Ordinance of the City of Atlanta so as to provide for Written Justification and Hearing for any Reduction In Force by Executive or Legislative Actions involving Public Safety and Court Employees; to waive conflicting Ordinances; and for other purposes. **(Held, 10/29/08); (Held and Substituted, 11/12/08)**

HELD

TO AMEND ARTICLE "V" CLASSIFICATION PLAN, SECTION 114-477

08-O-2257 (30) An Ordinance by Councilmember C.T. Martin to amend Article "V" Classification Plan, Section 114-477, of the Code of Ordinances, City of Atlanta, Georgia, so as to create a Classification and Position of Economist; and for other purposes. **(Held, 11/12/08)**

HELD

Councilmember Martin stated that he wants to continue to Hold until it is finalized.

TO AMEND THE 2008/2009 (GENERAL FUND) NON-DEPARTMENTAL BUDGET IN THE AMOUNT OF \$55,000.00

08-O-2316 (31) An Ordinance by Councilmembers C.T. Martin and Jim Maddox amending the 2008/2009 (General Fund) Non-Departmental Budget in the amount of \$55,000.00 by transferring Funds from Account _____ to the Judicial Agencies-Court Operations Salary Accounts; and for other purposes. **(Held, 11/24/08)**

FILE

Councilmember Martin stated that he told the employee to sue the City. The process of removing him was unlawful. Councilmember Maddox offered a motion to **File, 5 Years.**

ITEMS NOT ON AGENDA

TO DIRECT THE CHIEF FINANCIAL OFFICER (CFO) TO PREPARE A 2008-2009 MID-YEAR BUDGET DOCUMENT

09-R-0105 (1) A Resolution by Finance/Executive Committee directing the Chief Financial Officer (CFO) to prepare a 2008-2009 Mid-Year Budget Document consisting of all Funds covering July 1, 2008 through January 31, 2009 no later than February 24, 2009; directing the Chair of the Finance Committee to call a meeting of the Budget Commission prior to the Mid-Year Budget adoption by the Atlanta City Council; and for other purposes.

FAVORABLE AS AMENDED

Councilmember Moore stated that since the Budget was adopted there have been Amendments and Rifs to the Budget and there was no document to show it. There was money that the Mayor froze and it was legislated. We need a document for the true state of the City to give people something to go on. Councilmember Maddox stated that this should be worded differently. Councilmember Moore stated that we can direct the CFO ourselves and do not need the Mayor to intercede. She pointed out that in the event it is questioned, it is asked that he consult the Administration. If the Administration or the Departments does not want to work with him, she has attached all of the Amendments from the Department of Finance to use. The Finance/Executive Committee then could take it from there. This morning she heard the Mayor on the radio saying that we are operating in the black. We do not have any documents to know where we are with the Budget. Councilmember Martin stated that in the Second Whereas, it says that we have to have documents. He wants to amend the paper to say monitored. Councilmember Moore has showed every effort to reach out. How can the Administration say to the best of their knowledge? It is hard to follow the document that was passed out to us. If we took the freeze off the furloughs the cost would be that we need more than 2000 Police Officers. Where is the money? CFO Glass responded that it is in the Departmental Account. Councilmember Martin stated that the Mayor has to be accountable for what she says. If we got \$570 million dollars, what is left? CFO Glass responded that he knows the fund balance. We are getting the six month forecast and next week we will look at scrubbing through Oracle and provide a projection of what we are looking at. Councilmember Martin asked how much money fell through the tracks from MARS G to Oracle. He then asked for proof why Police and Fire were furloughed. CFO Glass responded that with the economy and revenue anticipation we do not have the \$570 million dollars. Is the 1% worth taking the Officers off of furloughs? He then stated that the revenue anticipated higher property taxes, etc. Councilmember Martin stated that we are not collecting taxes on all of the businesses in the City. Councilmember Muller stated that we need to do more of these discussions. Chairperson Shook stated that he sees a need for a cleaned up document. It has not been formally documented. Councilmember Moore stated that we put in the Budget for an additional 14.5 million dollars. The Clerk's Office cannot incorporate a true Budget. CFO Glass responded that he will give a proposal and respond to each one of the Whereas Clauses because it causes problems. When he gets the overall numbers he will brief the Councilmembers. A Budget has got to be a plan and it has to come from the Administration. He understands where you are coming from. The best we can do is monthly financials. If we have to make cuts, it will take another plan out of the Departments and Administration. There are things that need to be done and we can't be in limbo. Councilmember Moore stated that she appreciates the CFO and looks

forward to his letter. It gives her the thought that the Administration may not cooperate while you are relying on them. She wants to have it by the end of this month. She wants it to be current as possible. If you are saying that there may be more layoffs, etc., it lets her know that you know more than what she does. She is not going to let up until she gets the Budget document she can follow. Councilmember Muller stated that she heard that there is a possibility of more cuts. Councilmember Martin read a letter from the Mayor to Sergeant Kraher. Councilmember Moore offered a motion to **Approve as Amended, 5 Yeas.**

ADJOURNMENT

Having no further business before the Committee, the meeting was adjourned at 4:45 p.m.

Respectfully submitted,

Jim Glass, CFO

Charlene Parker
Recording Secretary

“The Department of Finance... because customer service is important to us.”